

**AMENDMENT TO**  
**RULES COMMITTEE PRINT 118–13**  
**OFFERED BY MR. CRENSHAW OF TEXAS**

At the end of the bill (before the short title) insert  
the following:

1 **SEC. \_\_\_\_ . PROGRAM OF PAYMENTS TO CHILDREN’S HOS-**  
2 **PITALS THAT OPERATE GRADUATE MEDICAL**  
3 **EDUCATION PROGRAMS.**

4 Section 340E of the Public Health Service Act (42  
5 U.S.C. 256e) is amended—

6 (1) in subsection (a), by striking “2023” and  
7 inserting “2028”;

8 (2) in subsection (b)(3)(D), by inserting “and  
9 the end of fiscal year 2028,” after “fiscal year  
10 2022,”;

11 (3) in subsection (e), by adding at the end the  
12 following new paragraph:

13 “(4) PROHIBITION ON PAYMENTS TO HOS-  
14 PITALS FURNISHING SPECIFIED PROCEDURES AND  
15 DRUGS TO MINORS.—

16 “(A) IN GENERAL.—Notwithstanding any  
17 other provision of this section, no payment may  
18 be made under this section to a children’s hos-

1           pital for a fiscal year (beginning with fiscal year  
2           2024) if, at any point during the preceding fis-  
3           cal year, such hospital furnished specified pro-  
4           cedures and drugs (as defined in subsection (g))  
5           to an individual under 18 years of age.

6           “(B) SPECIAL RULE FOR FISCAL YEAR  
7           2024.—In applying subparagraph (A) with re-  
8           spect to payments described in such subpara-  
9           graph for fiscal year 2024—

10           “(i) the reference to ‘for a fiscal year’  
11           shall be treated as a reference to ‘for any  
12           portion of fiscal year 2024 occurring after  
13           December 31, 2023’; and

14           “(ii) the reference to ‘the preceding  
15           fiscal year’ shall be treated as a reference  
16           to ‘the period beginning on September 1,  
17           2023, and ending on December 31, 2023’.

18           “(C) RULE OF CONSTRUCTION.—Nothing  
19           in this paragraph shall be construed as prohib-  
20           iting payments for a fiscal year (or, in the case  
21           of payments for fiscal year 2024, during the  
22           portion of such fiscal year described in subpara-  
23           graph (B)(i)) to a hospital that, during the pre-  
24           ceding fiscal year (or, in the case of payments  
25           for fiscal year 2024, during the period de-

1           scribed in subparagraph (B)(ii)), furnished  
2           mental or behavioral health services to individ-  
3           uals under 18 years of age for the treatment of  
4           gender dysphoria not consisting of specified  
5           procedures and drugs.”;

6           (4) in subsection (f)—

7                 (A) in paragraph (1)(A)—

8                     (i) in clause (v), by striking “and” at  
9                     the end;

10                    (ii) in clause (vi), by striking the pe-  
11                    riod at the end and inserting “; and”; and

12                    (iii) by adding at the end the fol-  
13                    lowing:

14                         “(vii) for each of fiscal years 2024  
15                         through 2028, \$124,000,000.”; and

16                 (B) in paragraph (2)—

17                     (i) in subparagraph (E), by striking  
18                     “and” at the end;

19                     (ii) in subparagraph (F), by striking  
20                     the period at the end and inserting “;  
21                     and”; and

22                     (iii) by adding at the end the fol-  
23                     lowing:

24                         “(G) for each of fiscal years 2024 through  
25                         2028, \$261,000,000”; and

1           (5) in subsection (g), by adding at the end the  
2       following new paragraph:

3           “(4) SPECIFIED PROCEDURES AND DRUGS.—

4           “(A) IN GENERAL.—Except as provided in  
5       subparagraph (B), the term ‘specified proce-  
6       dures and drugs’ means, with respect to an in-  
7       dividual, any of the following:

8           “(i) Performing any surgery for the  
9       purpose of changing the body of such indi-  
10      vidual to no longer correspond to the indi-  
11      vidual’s sex, including—

12           “(I) castration;

13           “(II) orchiectomy;

14           “(III) scrotoplasty;

15           “(IV) vasectomy;

16           “(V) hysterectomy;

17           “(VI) oophorectomy;

18           “(VII) ovariectomy;

19           “(VIII) metoidioplasty;

20           “(IX) penectomy;

21           “(X) phalloplasty;

22           “(XI) vaginoplasty;

23           “(XII) vaginectomy;

24           “(XIII) vulvoplasty;

1                   “(XIV)                   reduction  
2                   thyrochondroplasty;

3                   “(XV)   chondrolaryngoplasty, or  
4                   any plastic surgery that feminizes or  
5                   masculinizes the facial features for  
6                   the purpose described in this clause;

7                   “(XVI)   mastectomy, or any  
8                   placement of chest implants to create  
9                   feminine breasts for the purpose de-  
10                  scribed in this clause; and

11                  “(XVII) any placement of fat or  
12                  artificial implants in the gluteal re-  
13                  gion for the purpose described in this  
14                  clause.

15                  “(ii) Administering, supplying, pre-  
16                  scribing, dispensing, distributing, or other-  
17                  wise conveying to an individual medications  
18                  for the purpose described in clause (i), in-  
19                  cluding—

20                  “(I) gonadotrophin releasing hor-  
21                  mone analogues or other puberty-  
22                  blocking drugs to stop or delay nor-  
23                  mal puberty; and

24                  “(II) estrogen, testosterone, pro-  
25                  gesterone, or other androgens in an

1 amount greater than would normally  
2 be produced endogenously in a healthy  
3 individual of that individual's age and  
4 sex.

5 “(B) EXCEPTION.—Subparagraph (A)  
6 shall not apply to the provision by a physician  
7 or other health care provider, with the consent  
8 of the child's parent or legal guardian, of—

9 “(i) puberty suppression or blocking  
10 prescription drugs for the purpose of nor-  
11 malizing puberty for a minor experiencing  
12 precocious puberty;

13 “(ii) appropriate and medically nec-  
14 essary procedures or treatments to correct  
15 for—

16 “(I) a medically verifiable genetic  
17 disorder of sex development, includ-  
18 ing—

19 “(aa) 46 XX chromosomes  
20 with virilization;

21 “(bb) 46 XY chromosomes  
22 with undervirilization; or

23 “(cc) both ovarian and tes-  
24 ticular tissue; or

1                   “(II) sex chromosome structure,  
2                   sex steroid hormone production, or  
3                   sex hormone action, if determined to  
4                   be abnormal by a physician through  
5                   genetic or biochemical testing;

6                   “(iii) infection, disease, injury, or dis-  
7                   order caused or exacerbated by previous  
8                   medical procedures described or listed in  
9                   subparagraph (A); or

10                  “(iv) a physical disorder, physical in-  
11                  jury, or physical illness that would, as cer-  
12                  tified by a physician, place the individual  
13                  in imminent danger of death or impair-  
14                  ment of a major bodily function unless the  
15                  procedure is performed, not including if  
16                  the procedure or drug is for the purpose  
17                  described in subparagraph (A)(i).

18                  “(C) SEX.—For purposes of subparagraph  
19                  (A), the term ‘sex’—

20                  “(i) means the indication of male or  
21                  female sex by reproductive potential or ca-  
22                  pacity, sex chromosomes, naturally occur-  
23                  ring sex hormones, gonads, or internal or  
24                  external genitalia present at birth; and

1 “(ii) does not include a subjective per-  
2 ception of sex or gender.”.

